

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shigeto UCHIYAMA et al

Conf. No.: 0000

DIVISIONAL

Appln. No.: of 09/485,320

Group Art Unit: 1651

Filed: January 8, 2004

Examiner: Unknown

For: ISOFLAVONE-CONTAINING COMPOSITION

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.97 and 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form which are all the references of record in Parent Application No. 09/485,320. Applicants are not submitting duplicate copies of these references, but request that they be listed on the face of any patent granted on the above application (see 37 C.F.R. §1.98(d)).

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

SUGHRUE MION, PLLC

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

Respectfully submitted,

  
Gordon Kit

Registration No. 30,764

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: January 8, 2004

Substitute for Form 1449 A & B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	DIV of USSN 09/485,320
				Confirmation Number	0000
				Filing Date	January 8, 2004
				First Named Inventor	Shigeto UCHIYAMA et al
				Art Unit	1651
				Examiner Name	Marx, I.
Sheet	1	of	1	Attorney Docket Number	Q-79060

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US 5,902,578		05/1999	Halpin-Dohnalek et al
		US 5,229,113		07/20/1993	Kossiak et al
		US 4,268,434		08/19/1981	Higerd et al

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		JP	409,238,647		09/1997		
		WO	94/23716		10/27/1994	Univ Tufts Med	
		JP	09/237647		09/16/1997	Yakult Honsha K.K.	Abstract
		JP	60/199396		10/08/1985	Kyowa Hakko Kogyo K.K.	Abstract
		JP	50/035393		04/04/1975	Microbial Chem Res Inst	Abstract
		JP	05/328929		12/14/1993	Fujiko K.K.	Abstract
		JP	01/268640		10/26/1989	Nakajima M	Abstract
		JP	02/084142		03/26/1990	Takeda Chem Ind. Ltd.	Abstract
		JP	59-199630		11/12/1984		
		JP	5-176711		07/20/1993		
		JP	4-356479		12/10/1992		
		JP	9-157268		06/17/1997		

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Chang-Yu-Chen et al, <i>J. Nat. Proc.</i> , 58(12):1892-1896 (1995)	
		The Merck Index, page 618 (1996)	
		Balows et al, <i>The Prokaryotes</i> , IV:3597-3598 (1991)	
		ATCC Catalogue of Bacteria, page 344 (1996)	
		Carlsson et al, <i>J. of Clin. Microbio.</i> , US, 6(3): 280-284 (1997)	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.